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8 Attorney for Defendant
9 ROBERT FORDNEY RICHARDSON

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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)
Plaintiff,) NO. CR.S-05-146 GEB
)
v.)
ROBERT FORDNEY RICHARDSON,)
Defendant.)

) **STIPULATION TO VACATE BRIEFING
SCHEDULE; ORDER ON EXCLUSION OF
TIME**
) Date: February 24, 2005
) Time: 9:00 a.m.
) Judge: Hon. Garland E. Burrell, Jr.

IT IS HEREBY STIPULATED by and between the parties hereto through their respective counsel, KEN MELIKIAN, Assistant United States Attorney, attorney for Plaintiff, and RACHELLE BARBOUR, Assistant Federal Defender, attorney for Defendant, that the briefing schedule previously set be vacated. The parties request that the hearing date remain as scheduled for a status conference and that time continue to be excluded for preparation of defense counsel.

Defense counsel Rachelle Barbour was recently assigned to this case when prior defense counsel left the Federal Defender's Office. Defense counsel must familiarize herself with the case, investigate the facts, research the legal issues, and discuss the case with Mr. Richardson and the government before preparing any motions. The

1 parties will again set a briefing schedule in the future if motions are
2 necessary.

3 For this reason, the parties agree that the ends of justice to be served
4 by a continuance outweigh the best interests of the public and the defendant
5 in a speedy trial and that time under the Speedy Trial Act may be excluded
6 from the date of this order through February 24, 2006, pursuant to 18 U.S.C.
7 § 3161(h)(8)(A) and (B)(iv) (Local Code T4).

8 Respectfully submitted,
9 DENNIS W. WAKS
Acting Federal Defender

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11 DATED: January 12, 2006

/s/ RACHELLE BARBOUR
RACHELLE BARBOUR
Assistant Federal Defender
Attorney for Defendant

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14 DATED: January 12, 2006

McGREGOR SCOTT
United States Attorney

/s/ RACHELLE BARBOUR for
KEN MELIKIAN
Assistant U.S. Attorney
Attorney for Plaintiff

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19 **O R D E R**

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21 **IT IS SO ORDERED.** The briefing schedule is vacated and the hearing
date is kept for a status conference. Time is excluded in the
22 interests of justice pursuant to 18 U.S.C. § 3161 (H)(8)(B)(iv) and
23 Local Code T4.

24 Dated: January 13, 2006
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27 /s/ Garland E. Burrell, Jr.
GARLAND E. BURRELL, JR.
United States District Judge
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